

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States Courts
Southern District of Texas
ENTERED

APR - 7 2004

Michael N. Milby, Clerk of Court

In Re ENRON CORPORATION §
SECURITIES, DERIVATIVE & § MDL 1446
"ERISA" LITIGATION, §

THIS MEMORANDUM AND ORDER §
RELATES TO H-02-851 §
MARK NEWBY, ET AL., §

Plaintiffs §

VS. §

CIVIL ACTION NO. H-01-3624
AND CONSOLIDATED CASES

ENRON CORPORATION, ET AL., §

Defendants §

PAMELA M. TITTLE, on behalf of §
herself and a class of persons §
similarly situated, ET AL., §

Plaintiffs §

VS. §

CIVIL ACTION NO. H-01-3913
CONSOLIDATED WITH

ENRON CORP., an Oregon §
Corporation, ET AL., §

Defendants §

KEVIN LAMKIN, JANICE SCHUETTE, §
ROBERT FERRELL, AND STEPHEN §
MILLER, Individually and on §
Behalf of All Others Similarly §
Situating, §

Plaintiffs, §

VS. §

CIVIL ACTION NO. H-02-0851

UBS PAINEWEBBER, INC. AND §
UBS WARBURG, LLC, §

Defendants. §

ORDER

Pending before the Court are the following motions:

(1) Defendants UBS Financial Services Inc. (f/k/a UBS Paine

2051

Webber, Inc.) and UBS Securities LLC's (f/k/a UBS Warburg LLC) motion to enter proposed docket control order or in the alternative to postpone entry of any docket control order in this action pending entry of an amended docket control order in *Newby* (instrument #69 in H-02-851); and (2) a motion to approve docket control order filed by Plaintiffs' Kevin Lamkin, Janice Schuette, Robert Ferrell, and Stephen Miller, individually and on behalf of a putative class (#70 in H-02-851). Because these motions impact upon the deposition protocol established by the parties and approved by the Court, the Court

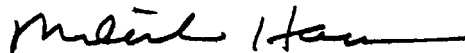
ORDERS the Clerk to send copies of this order not only to the usual parties' counsel, but in particular to

G. Paul Howse
Milberg Weiss Bershad Hynes & Lerach LLP
1111 Bagby, Suite 4850
Houston, Texas 77002
fax: 713-571-0912.

The Court further

ORDERS that Mr. Howse shall file responses to the two motions as soon as possible.

SIGNED at Houston, Texas, this 5th day of April, 2004.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE